

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF DELAWARE**

In re:	)	Chapter 11
	)	
PES HOLDINGS, LLC, <i>et al.</i> , <sup>1</sup>	)	Case No. 19-11626 (LSS)
	)	
<i>Reorganized Debtors.</i>	)	(Jointly Administered)
	)	
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PES HOLDINGS, LLC, NORTH YARD GP,	)	
LLC, NORTH YARD LOGISTICS, L.P., PES	)	
ADMINISTRATIVE SERVICES, LLC, PES	)	
ENERGY INC., PES INTERMEDIATE, LLC,	)	
PES ULTIMATE HOLDINGS, LLC,	)	
PHILADELPHIA ENERGY SOLUTIONS	)	
REFINING AND MARKETING LLC,	)	
	)	
<i>Plaintiffs,</i>	)	Adversary Proceeding
	)	
<i>-and-</i>	)	Case No. 20-50454 (MFW)
	)	
ICBC STANDARD BANK PLC,	)	
	)	
<i>Intervener-Plaintiff,</i>	)	
	)	
v.	)	
	)	
ALLIANZ GLOBAL RISKS US INSURANCE	)	
CO., <i>et al.</i> ,	)	
	)	
<i>Defendants.</i>	)	
	)	

**STIPULATION OF DISMISSAL WITH PREJUDICE**

<sup>1</sup>The Reorganized Debtors in these chapter 11 cases, along with the last four digits of each Reorganized Debtor's federal tax identification number, are: PES Holdings, LLC (8157); North Yard GP, LLC (5458); North Yard Logistics, L.P. (5952); PES Administrative Services, LLC (3022); PES Energy Inc. (0661); PES Intermediate, LLC (0074); PES Ultimate Holdings, LLC (6061); and Philadelphia Energy Solutions Refining and Marketing LLC (9574).

Plaintiff PES Liquidating Trust, on behalf of the above-captioned Reorganized Debtors (collectively, “PES”), Intervenor-Plaintiff ICBC Standard Bank Plc (“ICBCS”), and the Defendant Insurers (as defined in the Intervenor-Complaint, and together with PES and ICBCS, the “Parties”) hereby stipulate and agree, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and Fed. R. Bankr. P. 7041, that Counts IV, V, and VII of the *Complaint* [Docket No. 1], filed by PES on February 12, 2020, are hereby dismissed with prejudice, with each party to bear its own costs, expenses, and attorneys’ fees. Counts I, II, III, and VI of the Complaint are unaffected by this Stipulation of Dismissal and will remain pending in the above-captioned Adversary Proceeding.

Dated: February 20, 2022  
Wilmington, Delaware

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